

#2 DAC

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of )

Michael Lewis et al. )

Application No. 10/039,117 )

Filed: November 20, 2001 )

For: PREAMBLE AIDED SYNCHRONIZATION )

Examiner: Unknown

Art Unit: 2885

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on February 20, 2002.

Signed: \_\_\_\_\_

Jacquie M. Vo

Petition to Accord Filing Date as of Date of Deposit as "Express Mail"  
Under 37 C.F.R. §1.181 and §1.10(c)

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

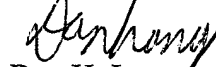
Enclosed is a copy of the Filing Receipt for the above-identified patent application. Applicants respectfully request the issuance of a correct filing date. Applicants petition under 37 C.F.R. §1.10(c) in that there is a discrepancy between the filing date accorded by the USPTO and the date of deposit shown on the "Express Mail" mailing certificate of the application when filed. The correct filing date of the above-identified application is **November 20, 2001.**

The Express Mail Certificate states that this package was deposited on November 20, 2001. A copy of the Transmittal Letter with the Express Mail Certificate is enclosed. However, due to September 11, 2001, the Post Office refused to accept any express mail packages. The new procedure issued by the USPTO instructed the applicant to deposit the express mail package in an envelope via first class mail along with a statement certifying this package was rejected by the Post Office (copy of this statement is enclosed).

Applicants therefore respectfully request that the application be accorded the correct date of filing of **November 20, 2001**.

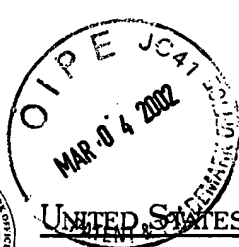
This correction is not due to any error by the Applicants. Applicants therefore respectfully request that any fees related to this request be waived.

Respectfully submitted,



Dan H. Lang  
Registration No. 38,531

RITTER, LANG & KAPLAN LLP  
12930 Saratoga Ave., Suite D1  
Saratoga, CA 95070  
(408) 446-8690



UNITED STATES PATENT AND TRADEMARK OFFICE

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 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/039,117	04/08/2002 11/20/2001	2185	1172	CISCP722	6	30	6

 26541  
 RITTER, LANG & KAPLAN  
 12930 SARATOGA AE, SUITE D1  
 SARATOGA, CA 95070

RITTER, LANG, &amp; KAPLAN LLP

FEB 14 2002

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CONFIRMATION NO. 9745

FILING RECEIPT



\*OC000000007445060\*

Date Mailed: 02/08/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**
 Michael Lewis, Hartville, OH;  
 David M. Theobald, Akron, OH;
**Assignment For Published Patent Application**

Cisco Technology, Inc., San Jose, CA;

**Domestic Priority data as claimed by applicant****Foreign Applications**

If Required, Foreign Filing License Granted 02/07/2002

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

**Title**

Preamble aided synchronization

**Preliminary Class**

711

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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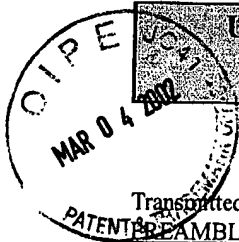
The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

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No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



## UTILITY PATENT APPLICATION TRANSMITTAL

(New Nonprovisional Applications Under 37 CFR § 1.53(b))

Attorney Docket No.

CISCP722

## TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is the patent application of ( ) application identifier or (X) first named inventor, Michael Lewis, entitled PREAMBLE AIDED SYNCHRONIZATION, for a(n):

(X) Original Patent Application.

( ) Continuing Application (prior application not abandoned):

( ) Continuation ( ) Divisional ( ) Continuation-in-part (CIP)  
of prior Application No. \_\_\_\_\_, filed \_\_\_\_\_.

( ) Please add after the title of the application "This is a

( ) Continuation ( ) Divisional ( ) Continuation-in-part (CIP)  
of Application No. \_\_\_\_\_, filed \_\_\_\_\_, which is hereby incorporated by reference."

( ) This application claims the benefit of U.S. Provisional Application  
No. \_\_\_\_\_, filed \_\_\_\_\_.

## Enclosed are:

(X) Specification; 19 Total Pages.

(X) Drawing(s); 6 Total Sheets.

(X) Oath or Declaration:

(X) A Newly Executed Combined Declaration and Power of Attorney:

(X) Signed. ( ) Unsigned. ( ) Partially Signed.

( ) A Copy from a Prior Application for Continuation/Divisional (37 CFR § 1.63(d)).

( ) Signed Statement Deleting Inventor(s) Named in the Prior Application. (37 CFR § 163(d)(2)).

( ) Power of Attorney.

(X) Return Receipt Postcard.

( ) Associate Power of Attorney.

(X) A Check in the amount of \$1212.00 for the Filing Fee.

( ) Preliminary Amendment.

( ) Information Disclosure Statement and Form PTO-1449.

( ) A Duplicate Copy of this Form for Processing Fee Against Deposit Account.

( ) A Certified Copy of Priority Documents (if foreign priority is claimed).

(X) Assignment and Assignment Recordation Cover Sheet

( ) Statement(s) of Status as a Small Entity.

( ) Statement(s) of Status as a Small Entity Filed in Prior Application, Status Still Proper and Desired.

(X) Other: Request for Certification.

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	30	10	\$18.00	\$ 180.00
Independent Claims	6	3	\$84.00	\$ 252.00
Multiple Dependent Claims (if applicable)				\$0.00
Assignment Recording Fee				\$40.00
Basic Filing Fee				\$740.00
Total Filing Fee				\$1,212.00

At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account No. 50-1652 (Order No. CISCP722).

Respectfully submitted,

By: \_\_\_\_\_

Dan H. Lang, Reg. No. 38,531

Date: November 20, 2001

Correspondence Address:

Customer No. 26541

RITTER, LANG & KAPLAN LLP

12930 Saratoga Ave., Suite D1

Saratoga, CA 95070

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Fax: 408-446-8691

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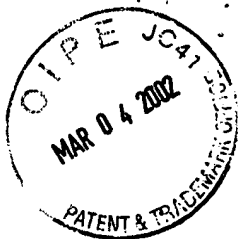
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Attorney Docket No. CISC722

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of  
MICHAEL LEWIS et al.  
Application No.: Unassigned  
Filed: November 20, 2001  
For: PREAMBLE AIDED  
      SYNCHRONIZATION

)  
) Examiner: Unassigned

)  
) Art Unit: Unassigned

)  
)  
) November 21, 2001

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Signed: \_\_\_\_\_

*Jacquie M. Vo*  
Jacquie M. Vo

POSTAL SERVICE REFUSAL OF EXPRESS MAIL

Assistant Commissioner for Patents  
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Washington, D.C. 20231

Sir:

I, Jack L. Limper, attempted to send the enclosed Express Mail package (EL 842804133 US) on November 20, 2001. The Postal Service refused to accept the package due to recent events.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

37  
Jack L. Limper

11/21/01  
Date

RITTER, LANG & KAPLAN LLP  
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